18667410075

p.1

MAR 2 3 2007

### Nixon Peabody LLP

Attorneys at Law

100 Summer Street Boston, MA 02110-2131 (617) 345-1000

Fax: (617) 345-1300

### · ·

The information in this fax is intended for the named recipients only—h-centains privileged and confidential matter. If you have received this fax in error, please notify us immediately by a collect telephone call to (617) 345-1000 and return the original to the sender by mail. We will reimburse you for postage. Do not disclose the contents to anyone. Thank you.

PRIVILEGE AND CONFIDENTIALITY NOTICE

### **FAX**

10:		Company		rax #:	1 elephone #:
US PTO – MAIL STOP AMENDMENT		United States Patent and Trademark Office		1-571-273-8300	
INTERNATIONA	L PHONE NUMBERS	MUST INCLUDE COUNTR	Y & CITY COD	E. SEE LOCAL WHITE P.	AGES FOR CODES NEEDED.
From: Ronald 1. Eisens Leena H. Karttu	tein Dat	e: March <u>25</u> , 2007		o. of Pages: 22 ding this page)	701586-054202-US
Practitioner's Docket No.	701586-054202-US				PATENT
	IN 1	THE UNITED STATES PAT	ENT AND TRA	DEMARK OFFICE	
In re application of: Application No.: Filed:	Charles R. Canto 10/575,119 05/16/2006	Gr	onfirm. No.: roup No.: taminer:	7233 1637 To be assigned.	
For: METHODS FOR PR	E-NATAL DIAGNOS	IS OF CHROMOSOMAL ABI	NORMALITIES		
		•		•	

	01. 1416	THOUST OK! ROTATAL BLACKOSE OF CHICAGOSONAL ABROKALBETTES
		CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a) and 1.10)
ı	hereby c	ertify that this correspondence:
	. 1.	Facsimile Cover Sheet (1 pg.);
	2	Certificate of Mailing/Transmission (1 pg.);
	3.	Statement of Limited Recognition (1 pg.);
	4.	Transmittal Form (1 pg.);
	Š	Supplemental European Search Report dated 26 Feb 2007 (1 pg.);
	6.	Supplemental Information Disclosure Statement (2 pp.);
	7	Form PTO/SB/08a and b (1 pg.); and
	8.	Copy of Cited References C1-C2.

is on the date shown above being faxed to the U.S. PTO General Facsimile No. (571) 273-8300.

Signature

Megan L. Stepnbridge

Original of the transmitted document will be sent by:

o First Class Mail

o Overnight Mail

o Hand Delivery

o This transmission will be the only form of delivery of this document

IF YOU DO NOT RECEIVE ALL OF THESE PAGES, PLEASE CONTACT THE FAX OPERATOR AS SOON AS POSSIBLE AT: (617) 345-1386. THANK YOU.

CONFIRMATION: DATE SEN	Γ	TIME		ВΥ	
CONTINUATION. DATE SEN	·		···	υ.	

10357059.1

al Ill works

### Practitioner's Docket No. 701586-054202-US

**PATENT** 

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED CENTRAL FAX CENTER

In re application of:

Charles R. Cantor, et al.

Confirm. No.: 7233

Application No.:

10/575,119

Group No.:

1637

Filed:

05/16/2006

Examiner:

To be assigned.

For: METHODS FOR PRE-NATAL DIAGNOSIS OF CHROMOSOMAL ABNORMALITIES

### CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a) and 1.10)

I hereby certify that this correspondence:

- 1. Facsimile Cover Sheet (1 pg.);
- 2. Certificate of Mailing/Transmission (1 pg.);
- 3. Statement of Limited Recognition (1 pg.);
- 4. Transmittal Form (1 pg.);
- 5. Supplemental European Search Report dated 26 Feb 2007 (1 pg.);
- 6. Supplemental Information Disclosure Statement (2 pp.);
- 7. Form PTO/SB/08a and b (1 pg.); and
- 8. Copy of Cited References C1-C2.

is on the date shown below being:

#### MAILING

deposited with the United States Postal Service X transmitted by facsimile to the Patent with and Trademark Office at (571) 273-8300.

**FACSIMILE** 

sufficient postage as first class mail in an envelope addressed to the MAIL STOP AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Date: March 23, 2007

Stembridge

(type or print name of person certifying)

p.3

RECEIVED
CENTRAL FAX CENTER
MAR 2 3 2007

## BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE UNITED STATES PATENT AND TRADEMARK OFFICE

### LIMITED RECOGNITION UNDER 37 CFR § 11.9(b)

Leena H. Karttunen is hereby given limited recognition under 37 CFR §11.9(b) as an employee of Nixon Peabody LLP, to prepare and prosecute patent applications wherein the patent applicant is the client of Nixon Peabody LLP and an attorney or agent of record in the applications is a registered practitioner who is a member of Nixon Peabody LLP. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Leena H. Karttunen ceases to lawfully reside in the United States, (ii) Leena H. Karttunen's employment with Nixon Peabody LLP ceases or is terminated, or (iii) Leena H. Karttunen ceases to remain authorized to be employed in accordance with an Employment Authorization Card issued pursuant to 8 CFR § 274a.12(c)(9).

This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

Limited Recognition No. <u>L0207</u> Expires: January 7, 2008

Harry I. Moatz

Director of Enrollment and Discipline

p.4

				RECEIVE CENTRAL FAX OF			
TRANSM	ITTAL		Application Number	10/575,119			
FORM			Filing Date	05/16/2006 MAR 2 3 20			
(to be used for all correspondence ofter initial filing)			First Named Inventor	Charles R. Cantor			
			Group Art Unit	1637			
	· · · · · · · · · · · · · · · · · · ·		Examiner Name	To be assigned.			
Total Number of Pages in This	Submission		Attorney Docket Number	701586-054202-US			
		ENCLOSU	RES (check all that apply)				
Fee Transmittal Form		_	nent Papers	After Allowance Communication to Group			
Fre Attached		(for an .	Application) g(s)	Appeals and Interferences			
Amendment / Reply		Declara	tion and Power of Attorney	Appeal Communication to Group (Appeal Notice, Brief, Repty Brief)			
After Final		[ PT	ng-related Papers	Proprietary Information			
T 4554		Petition	•	☐ Status Letter			
Affidavits/declaration(s)	•		to Convert to a Provisional	Application Data Sheet			
Extension of Time Request		Applica	tion	Request for Corrected Filing Receipt with Enclosures			
Express Abandonment Requi			f Attorney, Revocation of Correspondence Address	A self-addressed prepaid postcard for acknowledging receipt			
		Termina	Il Disclaimer	Other Enclosure(s) (please identify below):			
Certified Copy of Priority  Document(s)		Request	for Refund	Facsimile Cover Sheet (1 pg.); Certificate of			
		CD, Nu	ruber of CD(s)	Facsimile (1pg); Stmt. of Ltd. Recognition (1 pg.); Supplementary European Search Report			
Response to Missing Parts/ Incomplete Application				dated 26 Feb 2007; Copy of References C1-C2.			
Response to Missing Parts under 37 CFR 1.52 or 1.53 Remarks			The Commissioner is	nereby authorized to charge any additional fees			
			required or credit any overp	syments to Deposit Account No. 50-0850 for the			
·		L	above identified docket num				
r:	SIGNATU	RE OF APPL	ICANT, ATTORNEY, C	R AGENT			
Firm or	Nixon Peal	•					
Individual name	100 Summ						
	Boston, M.	A 02110-213	131				
Signature		فيزي		<u> </u>			
Name	Ronald I. E	Eisenstein (R	eg. No. 30,628) / Leena	H. Karttunen (L0207)			
Date March <u>33</u> , 2007							
CER	TIFICATE O	OF MAILING	G OR TRANSMISSION	137 CFR 1.8(a)3			
I hereby certify that this cor				. [5. 6. 11 116(25)			
•	•	_					
☐ deposited with the class mail in an er Box 1450, Alexan	ivelope addr	essed to: MA	vice on the date shown IL STOP AMENDME	below with sufficient postage as first NT, Commissioner for Patents, P. O.			
·			below to the United Sta	tes Patentiand Trademark Office at			
(571) 273-8300.							
March 23 .2007			~ / / / /				
Date				Signature			
			Megan L. Stenabri				
Typed or printed name							

# RECEIVED CENTRAL FAX CENTER

MAK 2 3 2007

### Practitioner's Docket No. 701586-054202-US

PATENT

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Charles R. Cantor, et al.

Confirm. No.: 7233

Application No.:

10/575,119

Group No.: 16

1637

Filed:

05/16/2006

Examiner:

To be assigned.

For: METHODS FOR PRE-NATAL DIAGNOSIS OF CHROMOSOMAL ABNORMALITIES

### CERTIFICATE OF MAILING/FACSIMILE (37 C.F.R. SECTION 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being faxed on the date shown below to MAIL STOP AMENDMENT at the U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 – General Fax Transmission No. (571) 273-8300.

March 23, 2007 Date

Megan L. Stembridge

(Spe or Mint Aume of Person mailing paper)

signature of person mailing paper

MAIL STOP AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the provisions of 37 C.F.R. §§1.56 and 1.97, Applicants herewith submit the publications and/or patents shown on the attached Form SB08A and B, for consideration by the Examiner in connection with the examination of the above-identified patent application.

### REMARKS

In accordance with the provisions of 37 C.F.R. §1.97, this statement is being filed:

	(1)	within three (3) months of the Filing Date or before the mailing date of the
		First Office Action on the merits; or
<u>x</u>	(2)	within three months of the mailing date of the European Search Report - copy
		enclosed herewith; or
	(3)	after the period defined in (1) but before the mailing date of a Final Rejection or
		Notice of Allowance, and the requisite Certification or fee under Rule 1.17(p),
		namely \$180.00, is included herein; or

RECEIVED In re application of: Charles R. Cantor, et al. Confirm. No.: 7233 Application No.: 10/575,119 CENTRAL FAX CENTER Group No.: 1637 Filed: 10/08/2004 Examiner: To be assigned. For: METHODS FOR PRE-NATAL DIAGNOSIS OF CHROMOSOMAL ABNORMALITIES (4) after the mailing date of a Final Rejection or Notice of Allowance but before the

payment of the Issue Fee, and the requisite Certification, petition, and petition fee are included herein.

It is respectfully requested that each of the documents shown on the attached form(s) PTO/SB/08 be made of record in this application. Copies of these documents:

<u>X</u> are enclosed herewith; and

> Pursuant to 37 C.F.R. §1.98, copies of the U.S. patents and U.S. patent application publications (i.e., Reference Cite No.) listed on the attached PTO/SB/08 form is no longer required and therefore are not enclosed. These documents can be found in the U.S. PTO issued patents database.

Early examination and allowance of the present application are respectfully solicited.

### FEE AUTHORIZATION

Should any fees associated with the submission be required, the Commissioner is authorized to charge the missing fee to our Deposit Account No. 50-0850. Any overpayments should be credited to said Deposit Account.

March 23 , 2007

Respectfully submitted,

Ronald I. Eisenstein (Reg. No. 30,628)

Leena H. Karttunen (L0207) NIXON PEABODY. LLP

100 Summer Street Boston, MA 02110 (617) 345-6054/1367 Mar 23 07 01:38p

## RECEIVED CENTRAL FAX CENTER

		···						No.	AK 23
Substitut	te for form 1	449A/PTO					Complete if Kno	* **	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT			Application Nu	Application Number Filing Date First Named Inventor		10/575,119 05/16/2006 Charles R, Cantor			
			Filing Date						
			First Named In						
	(use as many sheets as necessary)			Group Art Unit	Group Art Unit		1637		
					Examiner Name	Examiner Name		ied.	
Sheet	1		οf	1	Attorney Docket No	umber	701586-054202-US		
					U.S. PATENT DOC	UMENTS			
Examiner Initials	Cite No.1		Patent Do		Publication Date	Nas	e of Patentee or	Pages, Columns, Lines, Where Relevant	
		Number - B	Cind Code	(if known)	MM-DD-YYYY	Applicant of Cized Document		Passages or Relevant Figures Appear	
		US-				i			
		US-						***************************************	
		US-							
				F	OREIGN PATENT D	OCUMENT	S		
Examiner Initials	Cite No.	For	ciga Pateni	Document	Publication Date	Name of Palentee or Applicant of Cited Document		Pages, Columns, Lines, Where Relevant Passages	
		Ccuntry Code <sup>3</sup> Number <sup>a</sup> (if known)		MM-DD-YYYY			or Relevant Figures Appear	τ•	
				<del></del>		ļ			· · ·
	<del> </del>	<u> </u>							
Examiner Signature						Date Considered			<del></del>

Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Potent Documents at 222 uspto gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

		OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS							
Examiner Initials	Cite No.'								
	CI	BUCHANAN, F.C. et al., "Association of a missense mutation in the bovine leptin gene with carcass fat content and leptin MRNA levels," Genetics Selection Evolution, EDP Sciences, Les Ulis., FR 34(1):105-116, 2002.							
-	C2	SAITO et al., "Prenatal DNA diagnosis of a single-gene disorder from maternal plasma," The Lancet, Lancet Limited London, GB 356(9236):1170, 2000.							

	I	
Examiner	Date	
Cimantum		
Signature	Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>\*</sup> EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). Applicant is to place a check mark here if English language Translation is attached.